

INTER-OFFICE COMMUNICATIONS

OCT 11 1985

Palm Beach County, Florida

TO: John Sansbury, County Administrator
Lisa Heasley, County Attorney's Office
Herb Kahlert, County Engineer
David Bludworth, State Attorney
Joy Shearer, Asst. Attorney General
Captain Cook, Sheriff's Dept. -Civil
Frank Schulz, Sheriff's Office
Bob Basehart, Planning, Zoning & Bldg.
Bob Palchanis, Building Division, Director
R. W. Carlson, Assistant County Attorney
Patty Young -4th District Court of Appeals
Law Library
(2) County Library

DATE: October 8, 1985

FROM: John W. Dame, Chief Deputy Clerk

RE: PALM BEACH COUNTY ORDINANCE DISTRIBUTION

ORDINANCE NO. 85-31

TITLE REFERENCE:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, AMENDING ORDINANCE NO. 81-13, THE 1981 ADDENDUM TO THE STANDARD BUILDING CODE ORDINANCE; AS AMENDED BY ORDINANCE NO. 83-18; AMENDING SECTION 107.4, SCHEDULE OF PERMIT FEES, CHARGES AND EXPENSES; PROVIDING FOR AN ANNUAL REVIEW AND ADOPTION OF THE FEE SCHEDULE; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR AN EFFECTIVE DATE.

Attached is a copy of the above referenced Ordinance of Palm Beach County. This Ordinance has been filed with Florida Department of State and forwarded to Municipal Code Corporation for codification. The effective date is October 7, 1985.

Signed

Phyllis A. House
Deputy Clerk

JWD:

Attachment

* cc: Commissioners, BCC
Clerk
Minutes

*If a complete copy of ordinance is needed, please advise this office and we will be happy to provide a copy.

ORDINANCE NO. 85-31

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, AMENDING ORDINANCE NO. 81-13, THE 1981 ADDENDUM TO THE STANDARD BUILDING CODE ORDINANCE; AS AMENDED BY ORDINANCE NO. 83-18; AMENDING SECTION 107.4, SCHEDULE OF PERMIT FEES, CHARGES AND EXPENSES; PROVIDING FOR AN ANNUAL REVIEW AND ADOPTION OF THE FEE SCHEDULE; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Sections 125.01 (1) (1) and 163.295, Florida Statutes, authorize counties to adopt, amend, and revise, by Ordinance, building, plumbing, electrical, gas, fire, safety, sanitary, and related technical codes; and

WHEREAS, Section 163.300, Florida Statutes, authorizes counties to determine and set equitable fees for charges for services and activities necessary to the administration of any ordinance or regulation enacted pursuant to law; and

WHEREAS, the present building permit fee schedule has been in effect since October 10, 1983, and

WHEREAS, Palm Beach County has determined that the present fee schedule is insufficient to generate adequate revenue to accommodate the cost of services and activities necessary to the administration of the building codes.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, THAT ORDINANCE NO. 81-13, known as the 1981 addendum to the Standard Building Code Ordinance, is amended as follows:

SECTION I

Section 107.4 of Ordinance 81-13, is amended as follows:

107.4 - Schedule of Permit Fees, Charges and Expenses

On all buildings, structures or alterations requiring a building permit as set forth in Section 105, a fee shall be paid as required at the time of filing application, in accordance with the fee schedule attached hereto, entitled 1986 Palm Beach County Building Permit Fee Schedule. The adopted fee schedule for building permits shall be evaluated and adopted on an annual basis on or about the first day of October of every year. The

1 annual evaluation shall be conducted by the Planning, Zoning and
2 Building Department. The Home Builders and Contractors
3 Association, Associated General Contractors, and the Associated
4 Builders and Contractors shall be given the opportunity to
5 participate in such annual review. Failure to adopt a fee
6 schedule by the first day of October shall result in a reversion
7 to the fee schedule in effect on January 1, 1982, which shall
8 remain in effect until a new schedule is adopted.

9 PERMIT FEES

10 A. No permit shall be issued until the fee prescribed
11 under this Section has been paid.

12 B. New buildings permit fees shall be based on the
13 estimated value at the following percentages and will include the
14 cost of all sub permits.

15 1% \$0 - \$100,000.00
16 .5% \$100,001.00 - \$500,000.00 plus,
17 .25% \$500,001.00 - \$1,000,000.00 plus,
18 .12% \$1,000,001.00 - and up plus,
19 (or fraction thereof)

20 C. Additions, alterations, miscellaneous, and single
21 permit fees shall be based on 3% of the estimated value for the
22 first \$5000.00 plus 1 1/2% of the balance over \$5000.00 or
23 fraction thereof.

24 D. The estimated value shall include the total cost of
25 all construction. If, in the opinion of the Building Official,
26 the valuation be underestimated on the application, permit shall
27 be denied, unless applicant can provide a detailed, estimated
28 cost estimate to meet the approval of the Building Official.

29 E. The minimum permit fee shall not be less than
30 \$20.00.

31 F. Inspection fees: A minimum inspection fee of
32 \$25.00 is established. The minimum inspection fee shall apply to
33 code compliance, structure relocation, demolition condemnation,
34 and reinspection. A fee may be charged for each reinspection
35 made, due to the fact that work was not ready as specified at the
36

1 time of scheduled inspection or because work did not meet code
2 reinspection.

3 Plan filing fee - 30% of estimated permit fee upon
4 filing. Deduct amount from actual fee if permit is obtained
5 within four (4) months from approval date. If permit is not
6 issued, fee if kept.

7 Major working drawing review fee - \$100.00 deducted from
8 permit fee if permit is obtained within eight (8) months from
9 date working drawings are submitted to Department.

10 Major changes fee after plans are approved and permit
11 issued - \$250.00 fee but in no case more than the original permit
12 fee.

13 Major plan rechecking fee - 10% of permit fee shall be
14 for Second (2nd) and subsequent review of plans.

15 Refunds- No refund will be granted on any permit with a
16 fee of less than \$100.00. For permits having a fee in excess of
17 \$100.00, 70% of the amount above \$100.00 may be refunded,
18 provided a letter of request is submitted to the Planning, Zoning
19 and Building Department, stating the Permit Number and the reason
20 the refund is requested. Letters requesting refunds must be
21 received by the Planning, Zoning and Building Department within
22 thirty (30) days of the permit's date of issuance.

23 SECTION 2. Repeal of Laws in Conflict. All local laws
24 and Ordinances applying to Palm Beach County in conflict with any
25 provisions of this Ordinance are hereby repealed.

26 SECTION 3. Severability. If any section, paragraph,
27 sentence, clause, phrase or word of this Ordinance is for any
28 reason held or declared to be unconstitutional, inoperative or
29 void, such holdings shall not affect the remainder of this
30 Ordinance.

31 SECTION 4. Inclusion in Code. The provisions of this
32 Ordinance shall become and be made a part of the Code of laws and
33 Ordinances of Palm Beach County, Florida. The sections of this
34 Ordinance may be renumbered or relettered to accomplish such and
35 the word "Ordinance" may be changed to "Section", "Article" or
36

1 other appropriate word.

2 Section 5. Effective Date. The provisions of this
3 Ordinance shall be come effective upon receipt of acknowledgment
4 by the Secretary of State, State of Florida.

5 APPROVED AND ADOPTED by the Board of County
6 Commissioners of Palm Beach County, Florida, on the
7 24th day of September, 19 85.

8

9 PALM BEACH COUNTY, FLORIDA, BY ITS
10 BOARD OF COUNTY COMMISSIONERS

11

12

By: [Signature]
Chairman

13

14 Acknowledgment by the Department of State of the State
of Florida, on this, the 3rd day of October, 1985

15

16

17

18

19

20

21

22

23

24

25

26

27

28

29

30

31

32

33

34

35

36

EFFECTIVE DATE: Acknowledgment from the Department of
State received on the 7th day of October, 19 85
at 4:30 P.M., and filed in the office of the Clerk of the
Board of County Commissioners of Palm Beach County, Florida.

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

By: [Signature]
County Attorney

STATE OF FLORIDA, COUNTY OF PALM BEACH
I, JOHN B. DUNKLE, ex-officio Clerk of the
Board of County Commissioners certify this to
be a true and correct copy of the original filed in
my office on 9/24/85
DATED at West Palm Beach, FL on 10/9/85
JOHN B. DUNKLE, Clerk, House D.C.
By: [Signature]